

Supplemental Combined Declaration and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that:

Docket Number: 00166.0063 LS03

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled Preparation of Biodegradable, Biocompatible Microparticles Containing A Biologically Active Agent (as amended), the specification of which is attached hereto unless the following box is checked:



was filed on May 4, 1998;

as United States Application Number or PCT International Application Number 09/071,865; and
was amended on May 4, 1998 and June 19, 1998 (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application, which designated at least one country other than the United States listed below, and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

Yes No

(Application No.)

(Country)

(Day/Month/Year Filed)

Yes No

(Application No.)

(Country)

(Day/Month/Year Filed)

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

60/041,551

May 7, 1996

(Application No.)

(Filing Date)

(Application No.)

(Filing Date)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56 that became available between the filing date of the prior application and the national or PCT international filing date of this application.

08/850,679
(Application No.)

May 2, 1997
(Filing Date)

Pending

• (Status - patented, pending, abandoned)

(Application No.)

(Filing Date)

(Status - patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Jeffrey I. Auerbach, Reg. No. 32,680
Melvin L. Barnes, Jr. Reg. No. 38,375
Michael J. Bell, Reg. No. 39,604
Mark R. Buscher, Reg. No. 35,006
Celine T. Callahan, Reg. No. 34,301
Cono A. Carrano, Reg. No. 39,623
Joseph V. Colaianni, Reg. No. 39,948
James F. Davis, Reg. No. 21,072
Thomas M. Dunham, Reg. No. 39,965
Joel M. Freed, Reg. No. 25,101
Vernon Randall Gard, Reg. No. 33,886
Alan M. Grimaldi, Reg. No. 26,599
Alexander J. Hadjis, Reg. No. 36,540
Albert P. Halluin, Reg. No. 25,227
Michael N. Haynes, Reg. No. 40,014
Rouget F. Henschel, Reg. No. 39,221

Leslie L. Jacobs, Jr., Reg. No. 40,659
Richard H. Kjeldgaard, Reg. No. 30,186
Joseph P. Lavelle, Reg. No. 31,036
David R. Marsh, Reg. No. 41,408
Kevin W. McCabe, Reg. No. 41,182
Joseph A. Micallef, Reg. No. 39,772
Anthony D. Miller, Reg. No. 34,394
Karen L. Nicastro, Reg. No. 35,968
Bradley J. Olson, Reg. No. 40,750
Andrew Y. Piatnicia, Reg. No. 40,772
Andrea G. Reister, Reg. No. 36,253
Stephen J. Rosenman, Reg. No. 29,209
Timothy L. Scott, Reg. No. 37,931
Anthony W. Shaw, Reg. No. 30,104
J. David Smith, Reg. No. 39,839
Michael J. Songer, Reg. No. 39,841

Send Correspondence to:

**Andrea G. Reister
HOWREY & SIMON
Box No. 34**

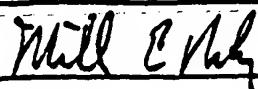
**1299 Pennsylvania Avenue, N.W.
Washington, D.C. 20004-2402
Facsimile: (202) 383-7195**

Direct Telephone Calls to: (202) 783-0800

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor **Michael E. Rickey**

Inventor's signature



Date 7-27-98

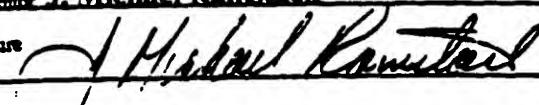
Residence **Loveland, Ohio**

Citizenship **USA**

Post Office Address **2938 Maureen Court, Loveland, Ohio 45140**

Full name of second inventor **J. Michael Ramstack**

Second inventor's signature



Date 7-27-98

Residence **Lebanon, Ohio**

Citizenship **USA**

Post Office Address **326 W. Orchard Avenue, Lebanon, Ohio 45036**

Full name of third inventor **Danny H. Lewis**

Third inventor's signature

Date

Residence **Hartselle, Alabama**

Citizenship

Post Office Address **383 Wynn Wallace Road, Hartselle, Alabama 35640**

(Supply similar information and signature for subsequent joint inventors, if any)

Supplemental Combined Declaration and Power of Attorney for Patent Application

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Docket Number: 00166.0063.1503

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Prior Foreign Application(s)

Priority Claimed

Yes No

| (Application No.) | (Country) | (Day/Month/Year Filed) |
|-------------------|-----------|------------------------|
|-------------------|-----------|------------------------|

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Yes No

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| | |
|-------------------|--------------------|
| <u>60/041,551</u> | <u>May 7, 1996</u> |
| (Application No.) | (Filing Date) |

| | |
|--------------------------|----------------------|
| <u>(Application No.)</u> | <u>(Filing Date)</u> |
|--------------------------|----------------------|

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56 that became available between the filing date of the prior application and the national or PCT international filing date of this application.

08/350,679
(Application No.)

May 2, 1997
(Filing Date)

Pending

• (Status - patented, pending, abandoned)

(Application No.)

(Filing Date)

(Status - patented, pending, abandoned)

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Full name of sole or first inventor **Michael E. Rickey**

Inventor's signature

Date

Residence **Loveland, Ohio**

Citizenship **USA**

Post Office Address **2938 Maureen Court, Loveland, Ohio 45140**

Full name of second inventor **J. Michael Ramstack**

Second inventor's signature

Date

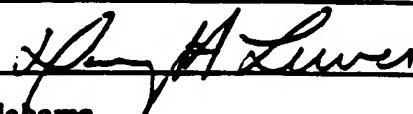
Residence **Lebanon, Ohio**

Citizenship **USA**

Post Office Address **326 W. Orchard Avenue, Lebanon, Ohio 45036**

Full name of third inventor **Danny H. Lewis**

Third inventor's signature



Date **July 23, 1998**

Residence **Hartselle, Alabama**

Citizenship

Post Office Address **383 Wynn Wallace Road, Hartselle, Alabama 35640**

(Supply similar information and signature for subsequent joint inventors, if any)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **RICKEY et al.**

Appl. No.: **09/578,717**

Filed: **May 26, 2000**

For: **Preparation of Biodegradable,
Biocompatible Microparticles
Containing a Biologically Active
Agent**

Atty. Docket: **00166.0063.US05**

Group Art.: **1615**

Examiner: **Unassigned**

**Revocation of Prior Power of Attorney and
Appointment of New Attorneys of Record**

Commissioner for Patents
Washington, D.C. 20231

Sir:

Alkermes Controlled Therapeutics, Inc. II ("Alkermes") is the assignee of the entire right, title and interest in the above-captioned application by virtue of the assignment recorded at the U.S. Patent and Trademark Office on October 1, 1998, at Reel 9501, Frame 0123. The undersigned, having express authority to represent Alkermes, hereby revokes all powers of attorney heretofore given in the above-captioned application and appoints the attorneys listed below with full power of substitution, association, and revocation, to prosecute said application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

Paul J. Berman, Reg. No. 36,744

Thomas W. Krause, Reg. No. 40,335

Jeannie M. Perron, Reg. No. 31,180

Grady L. White, Reg. No. 40,874

Richard P. Dulik, Reg. No. 40,598

Henry P. Ting, Reg. No. 46,278

Andrea G. Reister, Reg. No. 36,253

Ann O. McGeehan, Reg. No. 45,839

Please address future correspondence to:

**Andrea G. Reister, Esq.
COVINGTON & BURLING
1201 Pennsylvania Avenue, N.W.
Washington, DC 20004-2401**

Direct phone calls to Andrea G. Reister at 202.662.5141.

FOR: ALKERMES CONTROLLED THERAPEUTICS, INC. II

SIGNATURE: 

BY: James M. Frates

TITLE: Vice President

DATE: 5/11 Sept 2000

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Michael E. Rickey, et al.

Application No./Patent No.: 09/920,862 Filed/Issue Date: August 3, 2001

Entitled: PREPARATION OF BIODEGRADABLE, BIOCOMPATIBLE MICROPARTICLES
CONTAINING A BIOLOGICALLY ACTIVE AGENT

Alkermes Controlled Therapeutics Inc. II, a Corporation
(Name of Assignee) Type of Assignee, e.g., corporation, partnership, university, government
agency, etc.

states that it is:

1. the assignee of the entire right, title, and interest; or
2. an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 9501, Frame 0123, or for which a copy thereof is attached.

OR

B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

Copies of assignments or other documents in the chain of title are attached.

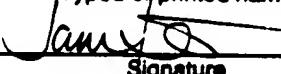
[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

12/04/04
Date

James M. Frates

Typed or printed name


Signature

Vice President

Title